

EXHIBIT 1

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PLAINTIFF AND COUNTER-DEFENDANT TESLA
INC.'S RESPONSES AND OBJECTIONS TO
DEFENDANT AND COUNTER-CLAIMANT MARTIN
TRIPP'S FIRST SET OF REQUESTS FOR
PRODUCTION OF DOCUMENTS

EXHIBIT 1

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Tesla, Inc.

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

16 | TESLA, INC., a Delaware corporation,

Case No. 3:18-cv-00296-LRH-VPC

17 Plaintiff,

18 | VS.

19 MARTIN TRIPP, an individual

Defendant

**PLAINTIFF AND COUNTER-DEFENDANT
TESLA INC.'S RESPONSES AND
OBJECTIONS TO DEFENDANT AND
COUNTER-CLAIMANT MARTIN TRIPP'S
FIRST SET OF REQUESTS FOR
PRODUCTION OF DOCUMENTS**

22 || AND RELATED COUNTERCLAIMS

24 PROPOUNDING PARTY: Defendant/Counter-Claimant Martin Tripp

25 | RESPONDING PARTY: Plaintiff/Counter-Defendant Tesla, Inc.

26 SET NO.: One (Nos. 1-7)

1 **TO DEFENDANT AND HIS ATTORNEYS OF RECORD:**

2 Plaintiff and Counter-Defendant Tesla, Inc. (“Tesla”), by and through its undersigned
 3 counsel, hereby respectfully submits its responses and objections to Defendant and
 4 Counter-Claimant Martin Tripp’s (“Tripp”) First Set of Requests for Production of Documents (the
 5 “Requests”).

6 **PRELIMINARY STATEMENT**

7 1. Tesla’s investigation of the facts and circumstances relating to this action is
 8 ongoing. These responses and objections are made without prejudice to, and are not a waiver of,
 9 Tesla’s right to rely on other facts or documents at trial.

10 2. By making the accompanying responses and objections to Tripp’s Requests, Tesla
 11 does not waive, and hereby expressly reserves, its right to assert any and all objections as to the
 12 admissibility of such responses into evidence in this action, or in any other proceedings, on any and
 13 all grounds including, but not limited to, competency, relevancy, materiality, and privilege.
 14 Further, Tesla makes the responses and objections herein without in any way implying that it
 15 considers the Requests or responses thereto to be relevant or material to the subject matter of this
 16 action.

17 3. Tesla will produce responsive documents only to the extent that such documents are
 18 in the possession, custody, or control of Tesla, as set forth in the Federal Rules of Civil Procedure.
 19 Tesla’s possession, custody or control does not include documents with third parties, including
 20 related corporate entities.

21 4. Tesla expressly reserves the right to supplement, clarify, revise, or correct any or all
 22 of the responses and objections herein, and to assert additional objections or privileges, in one or
 23 more subsequent supplemental response(s).

24 5. Publicly available documents including, but not limited to, newspaper clippings,
 25 court papers, and documents available on the Internet, will not be produced.

26 **GENERAL OBJECTIONS**

27 1. Each of these General Objections and the foregoing Preliminary Statement is
 28 incorporated by reference in each of the specific objections and responses below as if fully set forth

1 therein. For particular emphasis, one or more of these General Objections and one or more parts of
 2 the Preliminary Statement may be reiterated in a specific response. The absence or inclusion or any
 3 reiteration in a specific response is neither intended as, nor shall be construed as, a limitation or
 4 waiver of any general objection or any other specific objection made herein. Tesla reserves the
 5 right to make such additional objections as may be appropriate and nothing contained herein shall
 6 be in any way construed as a waiver of any such objection.

7 2. Tesla objects to each instruction, definition, and Request to the extent that it
 8 purports to impose any requirement or discovery obligation greater than or different from those
 9 under the Federal Rules of Civil Procedure, the Federal Rules of Evidence, the Local Rules of the
 10 District of Nevada, applicable rules and orders of the Court, or any agreement between the parties.

11 3. Tesla objects to the Requests to the extent that they are not reasonably particular as
 12 required by Federal Rule of Civil Procedure 34(b)(1).

13 4. Tesla objects to each document Request that is overly broad, unduly burdensome,
 14 not reasonably calculated to lead to the discovery of admissible evidence, or not proportional to the
 15 needs of the case when taking into account the importance of the issues at stake, the amount in
 16 controversy, the parties' relative access to relevant information, the parties resources, the
 17 importance of discovery in resolving the issues, and whether the burden or expense of the proposed
 18 discovery outweighs its likely benefit.

19 5. Tesla objects to each Request to the extent it seeks documents not in Tesla's
 20 custody, possession, or control. Any response to make available documents does not constitute a
 21 representation that any such documents exist or are in the possession, custody, or control of Tesla.

22 6. Tesla objects to each definition, instruction, and Request as overbroad and unduly
 23 burdensome to the extent it seeks documents that are readily or more accessible to Tripp from his
 24 own documents, the public domain, or sources other than Tesla. Responding to such Requests
 25 would be oppressive, unduly burdensome, and unnecessarily expensive, as such documents are
 26 equally accessible to Tripp and the burden of responding to such Requests is substantially the same
 27 or less for Tripp as for Tesla.

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1 7. Tesla objects to the Requests to the extent they seek electronically stored
2 information that is not reasonably accessible because of undue burden or cost.

3 8. By referring to the contents of any documents referred to in a Request, Tesla does
4 not admit their authenticity, relevance, or admissibility at trial, and Tesla reserves the rights to
5 object to the introduction of and/or other use of such documents at trial or any other proceeding.

6 9. Tesla objects to each definition, instruction, and Request, to the extent that it seeks
7 documents protected from disclosure by the attorney-client privilege, attorney work product
8 doctrine, or any other applicable privileges, protections, or immunities available under the United
9 States Constitution, the Constitution of the State of Nevada, any federal or state statute, or common
10 law. Should any such disclosure by Tesla occur, it is inadvertent and shall not constitute a waiver
11 of any privilege.

12 10. Tesla objects to each Request to the extent that it expressly or impliedly seeks
13 information that is confidential, personal, or proprietary in nature, or that constitutes protected
14 commercial, financial, and/or trade secret information of Tesla or third parties. Tesla will provide
15 relevant and responsive commercial, financial, or trade secret information only pursuant to the
16 parties' Protective Order under an appropriate designation.

17 11. Tesla objects to the Requests to the extent they assert legal arguments or
18 characterizations, seek a legal conclusion, or assume the existence of facts that do not exist and the
19 occurrence of events that did not take place. Any response of Tesla to an individual Request is not
20 intended to be, and shall not be construed as, an admission that any factual or legal predicate stated
21 in the Request is accurate.

22 12. Tesla objects to the definitions of "You," "Your," and "Possession, custody or
23 control" as unduly burdensome, harassing, oppressive, overbroad, and not proportional to the needs
24 of the case to the extent they purport to include entities other than Tesla. For purposes of its
25 responses, Tesla will construe "You" and "Your" to mean only Tesla.

26 13. Tesla objects to the definition of "Communication(s)" as unduly burdensome,
27 harassing, oppressive, overbroad, and not proportional to the needs of the case.

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14. Subject to the Preliminary Statement, the General Objections, and the Objections to Definitions outlined above and the more specific objections set forth below, Tesla responds as follows:

RESPONSES TO REQUESTS FOR PRODUCTION

REQUEST FOR PRODUCTION NO. 1:

All Documents and Communications that support the allegations and claims asserted in the Complaint, Including, without limitation:

- a. That “no punctured cells were ever used in vehicles, batteries, or otherwise,” including, among other things, All Documents showing that All battery cells and/or batter modules listed in Containment AR622 were discarded, recall information related to All battery cells and/or battery modules listed in Containment AR622, part numbers for All battery cells and/or battery modules listed in Containment AR622, and VIN numbers for All Model 3 vehicles generated since February 1, 2018;
 - b. That “the true amount and value of ‘scrap’ material that Tesla generated during the manufacturing process” was “vastly exaggerated,” including, among other things, All Documents showing the value of “scrap” Tesla generated during 2018 and classification and reclassification of the “scrap” Tesla generated during 2018;
 - c. That Tripp “hacked” Tesla’s manufacturing operating system”;
 - d. That Tripp “admitted to writing software that hacked Tesla’s manufacturing operating system”;
 - e. That “Tripp authored hacking software and placed it onto the computer systems of three other individuals at the company so that confidential Tesla data could be persistently exported off its network from these other systems to unknown third parties”;
 - f. That Tripp made “false statements intended to harm” Tesla;
 - g. That Tripp “[f]alsely modif[ied] Tesla’s proprietary information before sending it to third parties”;

- 1 h. That Tripp made “false claims to third parties about the information that he
 2 wrongfully took”;
- 3 i. That Tripp provided third parties with “fabricated data and other false information”
 4 about You;
- 5 j. That Tripp was “unjustly enriched” at Your expense;
- 6 k. That “Tesla derives independent economic value from the fact that its confidential,
 7 proprietary, and trade secret information is not generally known to the public and
 8 not readily ascertainable through proper means. Tesla has taken, and continues to
 9 take, reasonable measures to keep that information secret and confidential.”;
- 10 l. That “Tesla owns and possesses data, compilations, programs, techniques, methods,
 11 products, systems, processes, designs, procedures, and computer programming
 12 instructions and code that derive independent economic value from not being known
 13 generally to, and not being readily ascertainable through proper means by, the public
 14 or any other persons who can obtain commercial or economic value from the
 15 information. Tesla has made, and continues to make, reasonable efforts to maintain
 16 the secrecy of these trade secrets.”;
- 17 m. Damages You have allegedly incurred as the result of Tripp’s conduct.

18 **RESPONSE TO REQUEST FOR PRODUCTION NO. 1:**

19 In addition to its general objections, which are incorporated herein by reference, Tesla
 20 objects to this Request as overbroad, unduly burdensome, and not proportional to the needs of the
 21 case in that it requests “all” documents and communications concerning no less than thirteen
 22 different subject areas, many of which contain subcategories. Tesla further objects to the request
 23 for all “VIN numbers for All Model 3 vehicles generated since February 1, 2018” as overbroad,
 24 unduly burdensome, not reasonably calculated to lead to the discovery of admissible evidence, and
 25 disproportionate to the needs of this case. Tesla also objects to the use of the terms “classification”
 26 and “reclassification” of scrap as vague and ambiguous. Tesla further objects to this Request to the
 27 extent that it seeks documents that are in Tripp’s or a third party’s possession, custody, or control,
 28 and/or are otherwise equally accessible to Tripp. Tesla further objects to the extent that this

1 Request seeks documents protected from disclosure by the attorney-client privilege, attorney work
 2 product doctrine, or any other applicable privileges, protections, or immunities.

3 Subject to and without waiving any of the foregoing objections, Tesla will produce
 4 responsive, non-privileged documents, if any, that are in its possession, custody, or control and that
 5 can be located through a reasonably diligent search with respect to the following: (i) documents
 6 sufficient to describe “Containment AR622,” including part numbers for and the location of things
 7 in Containment AR622; (ii) documents sufficient to show the amount and value of scrap generated
 8 at the Gigafactory from January 1, 2018 through mid-May 2018; (iii) documents relating to Tripp’s
 9 misuse of MOS and other systems; (iv) documents relating to Tripp’s false statements, fabrication
 10 of data, and modification of Tesla’s proprietary information; (v) documents sufficient to show
 11 Tesla’s efforts to maintain the security of its computer network and confidentiality of data stored
 12 thereon; and (vi) documents sufficient to show Tesla’s damages and Tripp’s unjust enrichment. To
 13 the extent that this Request calls for the production of electronically stored information, Tesla will
 14 employ the custodians, search terms, and time periods identified on Exhibit A to locate potentially
 15 responsive documents for review.

16 **REQUEST FOR PRODUCTION NO. 2:**

17 All Documents and Communications Relating To or Regarding the Alleged Threat,
 18 Including, without limitation:

- 19 a. All video and audio recordings and transcripts of the Alleged Threat;
- 20 b. All call records showing the name and phone number of the caller who allegedly
 reported the Alleged Threat to Tesla on June 20, 2018;
- 21 c. All video recordings of the Gigafactory on June 20 and 21, 2018;
- 22 d. All video and audio recordings of Your reporting the Alleged Threat to the Storey
 County Sheriff’s Office;
- 23 e. All actions You took after receiving the Alleged Threat, including All actions You
 took to secure or otherwise protect the premises of the Gigafactory.

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- f. All e-mails relating to or regarding the Alleged Threat, including internal Communications amongst Your employees and external Communications to the Media;
 - g. All actions You took to track and locate Tripp on June 20 and 21, 2018;
 - h. Employment records for All Tesla employees who reported the Alleged Threat to the Storey County Sheriff's Office, including Sean Gourthro;
 - i. Employment records for All Tesla employees who discussed the Alleged Threat with the Storey County Sheriff's Office, including Sean Gourthro;
 - j. All Communications between You and the Storey County Sheriff's Department, including Chief Deputy Tony Dosen, Deputy Christopher Parker, Deputy Brandon Azevedo, Deputy Jeffrey Bowers, Deputy Eric Michael Kern, Deputy Carter, and Deputy Hamblin;
 - k. All Communications between You and Patrick Joseph Shakal from June 10, 2018 to the present; and
 - l. All Documents showing where the Alleged Threat was received.

RESPONSE TO REQUEST FOR PRODUCTION NO. 2:

In addition to its general objections, which are incorporated herein by reference, Tesla objects to this Request as overbroad, unduly burdensome, and not proportional to the needs of the case in that it requests “all” documents and communications concerning twelve different subcategories. Tesla further objects to the specific Request for all “video recordings of the Gigafactory on June 20 and 21, 2018” as unduly burdensome, overbroad, not reasonably calculated to lead to the discovery of admissible evidence, and disproportionate to the needs of this case. Tesla also objects to the extent that this Request seeks documents protected from disclosure by the attorney-client privilege, attorney work product doctrine, or any other applicable privileges, protections, or immunities. Specifically, the Request for documents relating to actions Tesla “took to track and locate Tripp on June 20 and 21, 2018” calls for documents protected by the attorney-client privilege and the attorney work product doctrine. Tesla further objects that the Requests for employment records of certain Tesla employees is overbroad, unduly burdensome, not

1 reasonably calculated to lead to the discovery of admissible evidence, and calls for the disclosure of
 2 personal records of employees that are protected from disclosure by those employees'
 3 constitutional and statutory rights to privacy. Tesla also objects that the Request for all
 4 communications with Patrick Joseph Shakal from June 10, 2018 to the present is overbroad, unduly
 5 burdensome, not reasonably calculated to lead to the discovery of admissible evidence, and
 6 disproportionate to the needs of this case. Tesla further objects to this Request to the extent that it
 7 seeks documents that are in the possession, custody, or control, of third parties.

8 Subject to and without waiving any of the foregoing objections, Tesla will produce
 9 responsive, non-privileged documents, if any, that are in its possession, custody, or control and that
 10 can be located through a reasonably diligent search with respect to the following: (i) documents
 11 relating to the call placed to Tesla's Las Vegas call center on June 20, 2018 regarding a threat to
 12 the Gigafactory, including any video/audio recordings of the call, transcripts of the call, or call
 13 logs; and (ii) documents sufficient to describe Tesla's response to the call, including internal
 14 communications and communications with the Storey County Sheriff's Office and media. To the
 15 extent that this Request calls for the production of electronically stored information, Tesla will
 16 employ the custodians, search terms, and time periods identified on Exhibit A to locate potentially
 17 responsive documents for review.

18 **REQUEST FOR PRODUCTION NO. 3:**

19 All Documents and Communications Relating To or Regarding Tripp, Including, without
 20 limitation:

- 21 a. An image and/or copy of Any electronic devise that You issued to Tripp, including
 any cell phone, laptop, or work computer;
- 22 b. Tripp's employment records;
- 23 c. All e-mails and electronic communications Tripp sent and received with his Tesla
 accounts during his employment with You;
- 24 d. All internal e-mails and electronic communications referencing Tripp;
- 25 e. Your recruitment of Tripp for an employment position with You; and

1 f. All Communications between You and Any third-party regarding Tripp from June 1,
2 2018 to the present.

3 **RESPONSE TO REQUEST FOR PRODUCTION NO. 3:**

4 In addition to its general objections, which are incorporated herein by reference, Tesla
5 objects to this Request as overbroad, unduly burdensome, and disproportionate to the needs of the
6 case in that images of Tesla devices and all emails to, from, or referring to Tripp are irrelevant to
7 this case and not reasonably calculated to lead to the discovery of admissible evidence. Tesla also
8 objects that the Request seeks discovery of proprietary, confidential, and trade secret matters not
9 relevant to any claim or defense. Tesla further objects to the extent that this Request seeks
10 documents protected from disclosure by the attorney-client privilege, attorney work product
11 doctrine, or any other applicable privileges, protections, or immunities.

12 Subject to and without waiving any of the foregoing objections, Tesla will produce
13 responsive, non-privileged documents, if any, that are in its possession, custody, or control and that
14 can be located through a reasonably diligent search with respect to the following: (i) Tripp's
15 employment records; and (ii) communications between Tesla and any third-party regarding Tripp
16 from June 1, 2018 through October 2, 2018. To the extent that this Request calls for the production
17 of electronically stored information, Tesla will employ the custodians, search terms, and time
18 periods identified on Exhibit A to locate potentially responsive documents for review.

19 **REQUEST FOR PRODUCTION NO. 4:**

20 All Documents and Communications Relating To or Regarding Containment AR622,
21 Including, without limitation:

- 22 a. A list of all vehicle VIN numbers where any battery module or battery cell listed in
23 Containment AR622 was used; and
24 b. All VIN numbers of any Model 3 that has been serviced for a battery issue since
25 February 12, 2018.

26 **RESPONSE TO REQUEST FOR PRODUCTION NO. 4:**

27 In addition to its general objections, which are incorporated herein by reference, Tesla
28 objects to this Request as unduly burdensome, overbroad, not reasonably calculated to lead to the

1 discovery of admissible evidence, seeking discovery of matters not relevant to any claim or
 2 defense, and disproportionate to the needs of this case, particularly in that identification of “VIN
 3 numbers of any Model 3 that has been serviced for a battery issue since February 12, 2018” is
 4 irrelevant to this case and not reasonably calculated to lead to the discovery of admissible evidence.
 5 Tesla further objects to the extent that this Request seeks documents protected from disclosure by
 6 the attorney-client privilege, attorney work product doctrine, or any other applicable privileges,
 7 protections, or immunities.

8 Subject to and without waiving any of the foregoing objections, Tesla will produce
 9 responsive, non-privileged documents, if any, sufficient to describe “Containment AR622” that are
 10 in its possession, custody, or control and that can be located through a reasonably diligent search,
 11 including documents sufficient to identify VIN numbers for Model 3 vehicles in which a battery
 12 listed in Containment AR622 was used. To the extent that this Request calls for the production of
 13 electronically stored information, Tesla will employ the custodians, search terms, and time periods
 14 identified on Exhibit A to locate potentially responsive documents for review.

15 **REQUEST FOR PRODUCTION NO. 5:**

16 All Documents and Communications Relating To or Regarding any denial in Your
 17 responsive pleading to Tripp’s Counterclaim.

18 **RESPONSE TO REQUEST FOR PRODUCTION NO. 5:**

19 In addition to its general objections, which are incorporated herein by reference, Tesla
 20 objects to this Request as vague and ambiguous, overbroad, and unduly burdensome in that it does
 21 not describe each item or category of documents with reasonable particularity as required by
 22 Federal Rule of Civil Procedure 34(b)(1). Tesla further objects to the extent that this Request seeks
 23 documents protected from disclosure by the attorney-client privilege, attorney work product
 24 doctrine, or any other applicable privileges, protections, or immunities.

25 Subject to and without waiving any of the foregoing objections, Tesla will produce
 26 responsive, non-privileged documents, if any, that are in its possession, custody, or control and that
 27 can be located through a reasonably diligent search with respect to categories of documents
 28 identified in Tesla’s responses to Requests Nos. 1 through 4 and 6. To the extent that this Request

1 calls for the production of electronically stored information, Tesla will employ the custodians,
2 search terms, and time periods identified on Exhibit A to locate potentially responsive documents
3 for review.

4 **REQUEST FOR PRODUCTION NO. 6:**

5 All Documents and Communications Relating To or Regarding the amount of “scrap”
6 and/or “non-conforming material” YOU generated from January 1, 2018 to present.

7 **RESPONSE TO REQUEST FOR PRODUCTION NO. 6:**

8 In addition to its general objections, which are incorporated herein by reference, Tesla
9 objects to this Request as unduly burdensome, overbroad, not reasonably calculated to lead to the
10 discovery of admissible evidence, and disproportionate to the needs of this case. Tesla further
11 objects to the extent that this Request seeks documents protected from disclosure by the attorney-
12 client privilege, attorney work product doctrine, or any other applicable privileges, protections, or
13 immunities.

14 Subject to and without waiving any of the foregoing objections, Tesla will produce
15 responsive, non-privileged documents, if any, relating to the amount of scrap and/or
16 non-confirming material generated at the Gigafactory from January 1, 2018 through mid-May 2018
17 that are in its possession, custody, or control and that can be located through a reasonably diligent
18 search. To the extent that this Request calls for the production of electronically stored information,
19 Tesla will employ the custodians, search terms, and time periods identified on Exhibit A to locate
20 potentially responsive documents for review.

21 **REQUEST FOR PRODUCTION NO. 7:**

22 A complete mirror image of the date storage/hard drive for any smart phone(s) or laptop
23 computer(s) YOU issued to Tripp during his employment.

24 **RESPONSE TO REQUEST FOR PRODUCTION NO. 7:**

25 In addition to its general objections, which are incorporated herein by reference, Tesla
26 objects to this Request as overbroad, unduly burdensome, and disproportionate to the needs of the
27 case in that it seeks an image of Tesla devices that contain documents that are irrelevant to this case
28 and not reasonably calculated to lead to the discovery of admissible evidence. Tesla also objects

1 that the Request seeks discovery of proprietary, confidential, and trade secret matters not relevant
2 to any claim or defense. Tesla further objects that this Request seeks documents protected from
3 disclosure by the attorney-client privilege, attorney work product doctrine, and other applicable
4 privileges, protections, or immunities.

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6 Dated: October 24, 2018

HUESTON HENNIGAN LLP

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By:



Allison L. Libeu
Attorneys for Plaintiff and
Counter-Defendant Tesla, Inc.

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CONFIDENTIAL**Exhibit A**

Custodians	Date Range	Search Terms
Nick Gicinto Andrew Lindemulder Elon Musk Jake Nocon	6/1/18 – 10/4/18	Tripp Marty Linette W/2 Lopez Lopez AND “Business Insider” Sabotage (hack* W/5 (software OR system* OR code OR MOS)) (gigafactory AND (threat* OR armed* OR shoot*))
Shamara Bell Sean Gouthro Jeff Jones	6/1/18 – 10/2/18	Tripp Marty (gigafactory AND (threat* OR armed* OR shoot*)) (Storey AND Sheriff!) Dosen tdosen
Dave Arnold Sarah O’Brien	6/1/18 – 10/2/18 6/1/18 – 9/7/18	Tripp Marty Linette W/2 Lopez Lopez AND “Business Insider” Sabotage (hack* W/5 (software OR system* OR code OR MOS)) (gigafactory AND (threat* OR armed* OR shoot*)) (Storey AND Sheriff!) Dosen tdosen
Scott Kohn Bruce Watson	1/1/18 – 10/2/18	“622 containment” “#622 containment” AR622 “AR 622” (#622 OR 622) W/3 containment “hold 622” ((punct* OR pierc* OR dent* OR damag* OR rework* OR patch*) W/20 (batter* OR bandolier* OR module* OR cell* OR clamshell* OR housing*)) ((“teach pin” OR “teaching pin”) AND (batter* OR bandolier* OR module* OR cell* OR clamshell* OR housing*))
Judy Phylo	1/1/18 – 10/2/18	((Scrap* OR NCM OR waste) W/5 (bandolier* OR module* OR inverter* OR rotor* OR stator*))
Imari Henderson	1/1/18 – 10/2/18	Tripp Marty

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Custodians	Date Range	Search Terms
		Linette W/2 Lopez “Business Insider”
Kyle Anderson Michael Bowling Jason Hoyt John Sheridan	1/1/18 – 10/2/18 1/1/18 – 6/20/18	Tripp Marty Linette W/2 Lopez “Business Insider” ((Scrap* OR NCM OR waste) W/5 (bandolier* OR module* OR inverter* OR rotor* OR stator*)) “622 containment” “#622 containment” AR622 “AR 622” (#622 OR 622) W/3 containment “hold 622” ((punct* OR pierc* OR dent* OR damag* OR rework* OR patch*) W/20 (batter* OR bandolier* OR module* OR cell* OR clamshell* OR housing*)) ((“teach pin” OR “teaching pin”) AND (batter* OR bandolier* OR module* OR cell* OR clamshell* OR housing*))
Patrick Shakal	1/1/18 – 10/2/18	Tripp Marty Linette W/2 Lopez “Business Insider” ((Scrap* OR NCM OR waste) W/5 (bandolier* OR module* OR inverter* OR rotor* OR stator*)) “622 containment” “#622 containment” AR622 “AR 622” (#622 OR 622) /3 containment “hold 622” ((punct* OR pierc* OR dent* OR damag* OR rework* OR patch*) W/20 (batter* OR bandolier* OR module* OR cell* OR clamshell* OR housing*)) ((“teach pin” OR “teaching pin”) AND (batter* OR bandolier* OR module* OR cell* OR clamshell* OR housing*)) (gigafactory AND (threat* OR armed* OR shoot*)) (Storey AND Sheriff!) Dosen tdosen
Martin Tripp	1/1/18 – 6/26/18	Journalis* Media

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Custodians	Date Range	Search Terms
		Reporter* Linette W/2 Lopez Cady W/2 Thompson "Business Insider" Alexandria W/2 Sage Reuters Drew W/2 Harwell "Washington Post" Julia W/3 Wong Guardian Cyrus /2 Farivar "Ars Technica" Lora /2 Kolodny CNBC Dana W/2 Hull Bloomberg ((Scrap* OR NCM OR waste) W/5 (bandolier* OR module* OR inverter* OR rotor* OR stator*)) "622 containment" "#622 containment" AR622 "AR 622" (#622 OR 622) /3 containment "hold 622" (punct* OR pierc* OR dent* OR damag* OR rework* OR patch*) "Teach* pin"

PROOF OF SERVICE

I am employed in the County of Orange, State of California. I am over the age of 18 and not a party to the within action. My business address is 620 Newport Center Drive, Suite 1300, Newport Beach, CA 92660.

On October 24, 2018, I served the foregoing document(s) described as:

**PLAINTIFF AND COUNTER-DEFENDANT TESLA INC.'S RESPONSES AND
OBJECTIONS TO DEFENDANT AND COUNTER-CLAIMANT MARTIN TRIPP'S
FIRST SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS**

- (BY E-MAIL) By transmitting a true copy of the foregoing document(s) by **Email or Electronic Transmission:**

Based on an agreement of the parties to accept service by email or electronic transmission. I caused the document(s) to be sent from email address sjones@hueston.com to the persons at the email addresses listed on the Service List. I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful:

Robert D. Mitchell
William M. Fischbach III
Christopher J. Waznik
Matthew D. Dayton
TIFFANY & BOSCO, P.A.
2525 E. Camelback Road
7th Floor, Camelback Esplanade II
Phoenix, AZ 85016-4229

TEL: 602-255-6000
FAX: 602-255-0103
E-MAIL: rdm@tblaw.com
E-MAIL: wmf@tblaw.com
E-MAIL: cjh@tblaw.com
E-MAIL: md@tblaw.com

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct, and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on October 24, 2018, at Newport Beach, California.

Stephen Richards
(Type or print name)

/s/ Stephen Richards

(Signature)